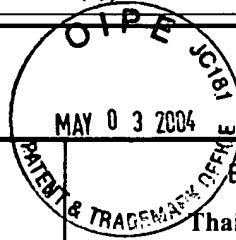


TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
14418

In Re Application Of: Benjamin Reubinoff, et al.



Serial No.
09/808,382

Filing Date
March 14, 2001

Examiner
Thaian N. Ton

Group Art Unit
1632

Title: EMBRYONIC STEM CELLS AND NEURAL PROGENITOR CELLS DERIVED THEREFROM

Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR**
- ☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

14418

In Re Application: Benjamin Rebinoff, et al.

Serial No.

09/808,382

Filing Date

March 14, 2001

Examiner

Thaian N. Ton

Group Art Unit

1632

EMBRYONIC STEM CELLS AND NEURAL PROGENITOR CELLS DERIVED THEREFROM**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on **April 29, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Frank S. DiGiglio

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

Signature

Dated: April 29, 2004

Frank S. DiGiglio
Registration No.: 31,346
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530
(516) 742-4343

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Benjamin Reubinoff, et al.

Examiner: Thaian N. Ton

Serial No.: 09/808,382

Art Unit: 1632

Filed: March 14, 2001

Docket: 14418

For: EMBRYONIC STEM CELLS AND
NEURAL PROGENITOR CELLS
DERIVED THEREFROM

Dated: April 29, 2004

Confirmation No.: 1139

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. International Application Publication No. WO 01/68815, dated September 20, 2001;
2. International Application Publication No. WO 99/32606, dated November 16, 2000;

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 29, 2004.

Dated: April 29, 2004



Frank S. DiGiglio

3. T. Mujtaba, et al., "Lineage-Restricted Neural Precursors Can Be Isolated from Both the Mouse Neural Tube and Cultured ES Cells", Developmental Biology, Vol. 214, pp. 113-127, (1999); and
4. M. Li, et al., "Generation of Purified Neural Precursors from Embryonic Stem Cells by Lineage Selection", Current Biology, Vol. 8, No. 17, pp. 971-974, (1998).

The references were cited in a Search Report received from the European Patent Office, dated February 6, 2004. Applicants are submitting copies of the above-cited references, together with a copy of the Search Report. The relevance of the above-identified references has been described in the Search Report. Applicants respectfully submit that all other prior art references listed in the Search Report were filed in an Information Disclosure Statement dated June 29, 2001.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b)(4), no statement or fee is required.

Respectfully submitted,



Frank S. DiGiglio
Registration No. 31,346

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

XZ:ng/ab

INFORMATION DISCLOSURE CITATION*(Use several sheets if necessary)***Atty. Docket No. (Optional)**

14418

Application Number

09/808,382

Applicant(s)

Benjamin Reubinoff, et al.

Filing Date

March 14, 2001

Group Art Unit

1632

U.S. PATENT DOCUMENTS

EXAMINER INITIAL*		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (if appropriate)
	AA						
	AB						
	AC						
	AD						
	AE						

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	1.	WO 01/68815	09/20/2001	PCT				
	2.	WO 99/32606	11/16/2000	PCT				

OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

	3.	T. Mujtaba, et al., "Lineage-Restricted Neural Precursors Can Be Isolated from Both the Mouse Neural Tube and Cultured ES Cells", <u>Developmental Biology</u> , Vol. 214, pp. 113-127, (1999)
	4.	M. Li, et al., "Generation of Purified Neural Precursors from Embryonic Stem Cells by Lineage Selection", <u>Current Biology</u> , Vol. 8, No. 17, pp. 971-974, (1998)

EXAMINER**DATE CONSIDERED**

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.